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PATENT
Docket No. 415852000100
Client Reference VS:c:FP10412

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on May 24, 1999.

Denise Lade

Denise Lade

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Jeffrey John Gorman

Serial No.: 09/202,035

Filing Date: December 4, 1998

35 U.S.C. § 371 filing of: PCT/AU97/00351

Int'l Filing Date: June 4, 1997

For: VIRAL PEPTIDES WITH
STRUCTURAL HOMOLOGY TO
PROTEIN G OF RESPIRATORY
SYNCYTIAL VIRUS

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

TRANSMITTAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed please find the following:

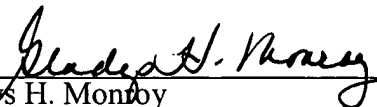
1. Certificate Under 37 CFR § 3.73(b);
2. Copy of Assignment (filed under separate cover);
3. Verified Statement Claiming Small Entity Status; and
4. Return receipt postcard.

The Assistant Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17, and 1.21 that may be required by this transmittal, or to credit any overpayment, to Deposit Account No. 03-1952.

Respectfully submitted,

Dated: May 24, 1999

By:


Gladys H. Montoy
Registration No. 32,430

Morrison & Foerster^{LLP}
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5711
Facsimile: (650) 494-0792



PTO/SB/96 (10-92)

CERTIFICATE UNDER 37 C.F.R. § 3.73(b)

Docket No. 415852000100

In the application of: Jeffrey John Gorman
Serial No.: PCT/AU97/00351
Filed: June 4, 1997
For: VIRAL PEPTIDES WITH STRUCTURAL HOMOLOGY TO PROTEIN G OF RESPIRATORY SYNCYTIAL VIRUS

Biomolecular Research Institute LTD, a company organized under Australian law, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above, of which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From : *
To: *
The document was recorded in the Patent and Trademark Office at Reel *, Frame *, or for which a copy thereof is attached.
2. From : *
To: *
The document was recorded in the Patent and Trademark Office at Reel *, Frame *, or for which a copy thereof is attached.
3. From : *
To: *
The document was recorded in the Patent and Trademark Office at Reel *, Frame *, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 15/4/1999

Name: Damien P. Smith

Title: General Manager

COPY

ASSIGNMENT OF PATENT APPLICATION

WHEREAS,

- (1) Jeffrey John GORMAN
(2) _____
(3) _____
(4) _____
(5) _____
(6) _____

residing respectively at

- (1) 42 Woodlands Drive, Ocean Grove, VIC 3226, AUSTRALIA
(2) _____
(3) _____
(4) _____
(5) _____
(6) _____

(hereinafter referred to as the "ASSIGNOR") has/~~have~~ invented certain new and useful improvements in _____
VIRAL PEPTIDES WITH STRUCTURAL HOMOLOGY TO PROTEIN G
OF RESPIRATORY SYNCYTIAL VIRUS
for which ASSIGNOR has

[] executed on even date herewith

[] executed on _____, 19____

[x] filed on 4 June, 1997

an application for Letters Patent of the United States of America, Serial No. PCT/AU97/00351

And WHEREAS _____

BIOMOLECULAR RESEARCH INSTITUTE LTD.

a company organized under the laws of AUSTRALIA

and having a principal place of business at _____

343 Royal Parade, Parkville VIC 3052, AUSTRALIA

(hereinafter referred to as the "ASSIGNEE") is desirous of acquiring the entire right, title and interest in and to said application and the invention(s) and improvement(s) therein disclosed, for the United States of America, and any Letters Patent which may issue therefor in the United States and all divisions, continuations, reissues, reexaminations, renewals and/or extensions thereof.

NOW THEREFORE in consideration of the sum of ten U.S. dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the ASSIGNOR does hereby assign, sell, transfer and set over unto

COPY

- 2 -

the ASSIGNEE the entire right, title and interest in and to said application and the invention(s) and improvement(s) therein disclosed, for the United States of America, and any Letters Patent which may issue therefor in the United States and all divisions, continuations, reissues, reexaminations, renewals and/or extensions thereof, said ASSIGNEE to have and to hold the interests herein assigned to the full ends of the terms of said Letters Patent and any and all divisions, continuations, reissues, reexaminations, renewals and/or extensions thereof, respectively, as fully and entirely as the same would have been held and enjoyed by the ASSIGNOR had this assignment not been made.

And for the consideration aforesaid, ASSIGNOR agrees that ASSIGNOR will, upon request, communicate to said ASSIGNEE or the representatives thereof any facts known to ASSIGNOR respecting the invention(s) and improvement(s) of the said United States application, and will, upon request, but without expense to ASSIGNOR, testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, reissue, reexamination, renewal and/or extension applications, make all rightful oaths, and generally do all other and further lawful acts deemed necessary or expedient by said ASSIGNEE or by counsel for said ASSIGNEE, to assist or enable said ASSIGNEE to obtain and enforce full benefits from the rights and interests herein assigned.

This assignment shall be binding upon the ASSIGNOR's heirs, executors, administrators, successors and/or assigns, and shall inure to the benefit of the heirs, executors, administrators, successors, and/or assigns, as the case may be, of the ASSIGNEE.

The Commissioner of Patents is requested to issue such Letters Patent in accordance with this assignment.

- (1) Signature: X Jeffrey John Gorman
Name: Jeffrey John GORMAN
Date: X 27 . 1 . 1999
- (2) Signature: _____
Name: _____
Date: _____
- (3) Signature: _____
Name: _____
Date: _____
- (4) Signature: _____
Name: _____
Date: _____
- (5) Signature: _____
Name: _____
Date: _____
- (6) Signature: _____
Name: _____
Date: _____

Applicant or Patentee: BIOMOLECULAR RESEARCH INSTITUTE LTD.

Serial or Patent No: PCT/AU97/00351 Attorney's Docket No:

Filed: 4-June 1997

For: BIOMOLECULAR RESEARCH INSTITUTE LTD.



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am:

- ☐ the owner of the small business concern identified below
☒ an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF CONCERN: BIOMOLECULAR RESEARCH INSTITUTE LTD.

ADDRESS OF CONCERN: 343 Royal Parade
PARKVILLE VIC 3052
AUSTRALIA

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 CFR 1.9(d), and reproduced in 37 CFR 1.9(d), for purpose of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled:

**VIRAL PEPTIDES WITH STRUCTURAL HOMOLOGY TO PROTEIN G OF
RESPIRATORY SYNCYTIAL VIRUS**

by inventor: Jeffrey John GORMAN

described in:

- ☐ the specification filed herewith
☒ application serial no. PCT/AU97/00351, filed 4 June 1997
☐ patent no. , issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below * and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). * NOTE: Separate verified statements are required from each

2.

named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

NAME:

ADDRESS:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organisation

NAME:

ADDRESS:

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organisation

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

DAMIEN PETER SMITH

TITLE OF PERSON OTHER THAN OWNER:

General Manager

ADDRESS OF PERSON SIGNING:

13 Oberon Court
Wantirna South, Victoria 3152
Australia

SIGNATURE



DATE:

22/1/99.